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FAMILY COURT OF THE STATE OF NEW YORK
NEW YORK COUNTY PART 6

-----X

IN THE MATTER OF:

ACS-NY,

Petitioner,

Docket No.:
NN-45041-14

Vs.

JASMINE BRIDGEFORTH, DELANO BROADUS,

Respondents.

-----X

October 10, 2014

HELD AT:

FAMILY COURT OF THE STATE OF NEW YORK
NEW YORK COUNTY
60 Lafayette St.
New York, NY 10013

BEFORE:

HONORABLE STEWART WEINSTEIN,
Judge

APPEARANCES:

ELIZABETH VERRILLO, ESQ.
JESSICA PAGE, ESQ.
Attorney for the Petitioner
ADMINISTRATION FOR CHILDREN'S SERVICES

CAROLYN KALAS, ESQ.
Attorney for the Child
LEGAL AID SOCIETY

TRANSCRIBER:

RITA DILLINGHAM

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| <u>WITNESS</u> | <u>DIRECT</u> | <u>CROSS</u> | <u>DIRECT</u> | <u>CROSS</u> | <u>CROSS</u> | <u>D.</u> | <u>J</u> |

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E X H I B I T S

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| <u>PETITIONER:</u> | | | | |
| <u>IDENTIFICATION</u> | <u>DESCRIPTION</u> | <u>I.D.</u> | <u>IN EV.</u> | |

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1 COURT OFFICER: Judge, this is 25 on the
2 calendar in the matter of Broadus and Bridgeforth.
3 Counsel?

4 MS. ELIZABETH VERRILLO: Special Assistant
5 Corporation Counsel by Elizabeth Verrillo [phonetic]
6 appearing on behalf of the Commissioner of ACS.

7 MS. JESSICA PAGE: Special Assistant
8 Corporation Counsel by Jessica Page also for the
9 Commissioner.

10 MS. CAROLYN KALAS: The Legal Aid Society by
11 Carolyn Kalas [phonetic] appearing on behalf of the
12 subject child.

13 COURT OFFICER: Sir, please raise your right
14 hand. Do you swear to tell the truth?

15 MR. JOSHUA DAVIS: Yes.

16 COURT OFFICER: Your name, title, and
17 agency?

18 MR. DAVIS: Joshua Davis, D-A-V-I-S, Case
19 Worker ACS.

20 COURT OFFICER: Thank you. Everyone have a
21 seat.

22 THE COURT: All right. Good afternoon. Are
23 the parents both incarcerated as result of the
24 criminal arrest?

25 MS. VERRILLO: Yes, Your Honor, they are

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1 still incarcerated. As of this morning they hadn't
2 been arraigned, but the case worker has been in touch
3 with NYPD on the matter.

4 THE COURT: It's sort of a lurid allegation.
5 To put it mildly. What are you requesting today?

6 MS. VERRILLO: Your Honor, the Commissioner
7 is asking for a remand.

8 THE COURT: Any resources in mind?

9 MS. VERRILLO: Your Honor, ACS has not had
10 an opportunity to speak with the parents as of yet,
11 so we are not aware of any resources. ACS did call
12 the school. The child was in a Head Start program
13 and did get names from an emergency contact list that
14 we'll be contacting, but at this time no resources
15 are known. I also wanted to alert Your Honor that
16 there is a pending City case that was in Referee
17 Coffee's Part for a return of service at the end of
18 October. I do have that docket.

19 MS. KALAS: - - .

20 MS. VERRILLO: No, no one has been assigned.
21 It's on for return of service.

22 MS. KALAS: Oh, so there has not been an
23 attorney for the child assigned?

24 MS. VERRILLO: No. There hasn't been.

25 THE COURT: So it's at the pre-appearance

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1 stage?

2 MS. VERRILLO: There is October 31st for a
3 return of service.

4 THE COURT: Do you know who the petitioner
5 is? If it's a parent against--

6 MS. VERRILLO: [Interposing] I believe it's
7 the father.

8 THE COURT: It's a parent against parent?

9 MS. VERRILLO: Yes.

10 THE COURT: Well, that may be disposed of
11 before we get to October 31st. I'll order some--

12 MS. VERRILLO: [Interposing] Understand. I
13 just wanted to let you know.

14 THE COURT: I will find imminent risk and
15 excuse reasonable efforts based upon the lock-up of
16 both parents, and grant the application for a
17 removal. Is the child already in a foster home?

18 MS. VERRILLO: Your Honor, the child was
19 brought to the Children's Center and was seen at the
20 CAC this morning.

21 MS. KALAS: Which CAC?

22 MS. VERRILLO: The Manhattan CAC. There--

23 MR. DAVIS: [Interposing] Bellevue.

24 MS. VERRILLO: Oh, Bellevue? Excuse me.

25 MS. KALAS: Can I ask, the child was in a

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1 Head Start program, that if at all possible the child
2 be placed so that she could remain in her school? I
3 know she's little, but...

4 MS. VERRILLO: The agency will--ACS will
5 certainly follow up with OPA and make sure they have
6 all that information.

7 THE COURT: All right, we'll set a
8 permanency hearing date when the parents have
9 attorneys so we can have a meaningful schedule, so
10 just do the usual on that.

11 MS. VERRILLO: Okay.

12 THE COURT: So I'll put this on for return
13 of process. I'll order personal service, and if they
14 are held after their arraignment there will be--it'll
15 be through Corrections.

16 MS. VERRILLO: Yes.

17 THE COURT: And just follow up so if we have
18 to reorder an arraignment and have them produced that
19 we don't double up on their criminal court date at
20 this point in the near future.

21 MS. VERRILLO: Yes, Your Honor.

22 MS. KALAS: I would obviously ask that I be
23 notified as soon as the child is placed.

24 MS. VERRILLO: Yes. Absolutely. I will let
25 Legal Aid know the contact information as well.

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1 THE COURT: I know Tuesday is too soon. The
2 rest of the week is really rough. I'll try to
3 squeeze it in on Thursday, the 16th. It's the third
4 court day.

5 MS. KALAS: Is it possible, I know you said
6 you didn't, but even perhaps also the parents might
7 still be incarcerated, to do a p.m. call?

8 THE COURT: It's more likely it would be in
9 the p.m. I just have a--I have two matters that are
10 going to be somewhat--I would think somewhat
11 protracted in one of them or both an Arabic
12 interpreter. But I think at this point it's going to
13 have to be p.m. The morning is just too booked. All
14 right? Don't be hard to locate though, so check in
15 with my offices and let them know where to find you
16 both. Ms. Verrillo, you may already be with me for
17 one of those cases. Is that...

18 MS. VERRILLO: I have cases with you in the
19 a.m.

20 THE COURT: The morning, right. Because Ms.
21 Jefferson has got my afternoons. All right, you'll
22 do a tag team with her. All right, thank you.

23 COURT OFFICER: The parties are excused.
24 Please step out.

25 [END OF HEARING]

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C E R T I F I C A T E

I, Rita Dillingham certify that the foregoing transcript of proceedings in the Family Court of the State of New York, County of New York, in the matter of ACS v. Broadus and Bridgeforth, Docket No. NN-45041-14 was prepared using the required transcription equipment and is a true and accurate record of the proceedings to the best of my ability. I further certify that I am not connected by blood, marriage or employment with any of the parties herein nor interested directly or indirectly in the matter transcribed.

Signature:

Rita Dillingham

Date: December 20, 2016

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FAMILY COURT OF THE STATE OF NEW YORK
NEW YORK COUNTY PART 4
-----X

IN THE MATTER OF:

ACS-NY,

Petitioner,

Docket No.:
NN-45041-14

Vs.

JASMINE BRIDGEMORTH, DELANO BROADUS,

Respondents.
-----X

October 16, 2014

HELD AT:

FAMILY COURT OF THE STATE OF NEW YORK
NEW YORK COUNTY
60 Lafayette St.
New York, NY 10013

BEFORE:

HONORABLE SUSAN KNIPPS,
Judge

APPEARANCES:

ELIZABETH VERRILLO, ESQ.
ELAINE SCHWARTZ, ESQ.
Attorney for the Petitioner
ADMINISTRATION FOR CHILDREN'S SERVICES

CAROLYN KALAS, ESQ.
Attorney for the Child
LEGAL AID SOCIETY

JESSICA WEIDMAN, ESQ.
Attorney for Respondent Father
CENTER FOR FAMILY REPRESENTATION

TEGHAN DELANE, ESQ.
Attorney for Respondent Mother
NEIGHBORHOOD DEFENDER SERVICE OF HARLEM

TRANSCRIBER:

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1 COURT OFFICER: In the matter of Bridgeforth
2 and Broadus. Counsel?

3 MS. ELIZABETH VERRILLO: Special Assistant
4 Corporation Counsel by Elizabeth Verrillo [phonetic]
5 appearing on behalf of the Commissioner of ACS.

6 MS. ELAINE SCHWARTZ: Elaine Schwartz for
7 the Commissioner.

8 MS. CAROLYN KALAS: The Legal Aid Society by
9 Carolyn Kalas [phonetic] appearing as attorney for
10 the subject child.

11 COURT OFFICER: Other parties, raise your
12 right hand. Do you swear to tell the truth?

13 MR. JOSHUA DAVIS: Yes.

14 MR. HARVEY VINCENT: Yes.

15 COURT OFFICER: Your name, title, and
16 agency?

17 MR. DAVIS: Joshua Davis, D-A-V-I-S, Case
18 Worker ACS.

19 COURT OFFICER: Thank you.

20 MR. VINCENT: Harvey Vincent, Cardinal
21 McCloskey Case Planner.

22 COURT OFFICER: Thank you. You can be
23 seated. Oh, ma'am, raise your right hand. Do you
24 swear to tell the truth?

25 MS. GOETZ: Yes.

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1 COURT OFFICER: State--

2 MS. PRYOR GOETZ: [Interposing] Pryor

3 Goetz, Social Worker, Legal Aide Society.

4 COURT OFFICER: Thank you.

5 MR. DELANO BROADUS: Mr. Broadus right here.

6 Ready for my - - ?

7 COURT OFFICER: No, not now. I just need
8 you to sit down.

9 COURT OFFICER: Counsel?

10 MS. JESSICA WEIDMAN: The Center for Family
11 Representation by Jessica Weidman available for
12 assignment to Mr. Delano Broadus.

13 MR. DELANO BROADUS: Delayno [phonetic].

14 MS. WEIDMAN: Delayno, I apologize. I'm
15 sorry about that.

16 COURT OFFICER: Sir, raise your right hand.
17 Your other hand. Do you swear to tell the truth?

18 MR. BROADUS: I told the truth--

19 COURT OFFICER: [Interposing] Sir?

20 MR. BROADUS: --already. I told it to him.

21 COURT OFFICER: Sir. Do you--

22 MR. BROADUS: [Interposing] I swear to tell
23 the truth. I told him right there.

24 COURT OFFICER: Okay. And state your name.

25 MR. BROADUS: My name is Delano Broadus.

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1 COURT OFFICER: And your relationship to the
2 child.

3 MR. BROADUS: That's my daughter.

4 COURT OFFICER: Thank you. You can be
5 seated. Raise your right hand. Are you a counsel?

6 MS. TEGHAN DELANE: Yes.

7 COURT OFFICER: Thank you.

8 MS. DELANE: Neighborhood Defender Service
9 of Harlem by Teghan, T-E-G-H-A-N, Delane available
10 for assignment for Ms. Bridgeforth.

11 COURT OFFICER: Ma'am, do you swear to tell
12 the truth?

13 MS. JASMINE BRIDGEFORTH: Yes.

14 COURT OFFICER: State your name.

15 MS. BRIDGEFORTH: Jasmine Bridgeforth.

16 COURT OFFICER: Thank you. And your
17 relationship to the child?

18 MS. BRIDGEFORTH: Her mother.

19 COURT OFFICER: Thank you, ma'am. You can
20 be seated. Sir, you have to sit.

21 MR. BROADUS: I will sit.

22 COURT OFFICER: All right. Sit down and
23 look forward. Look towards the Judge.

24 MR. BROADUS: I will look towards the Judge.

25 COURT OFFICER: All right. Thank you.

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1 THE COURT: Okay, so I'll tell the parents
2 in this case that alleges child neglect you have a
3 right to have an attorney represent you. If you want
4 to hire your own lawyer of course you can go out and
5 hire your own lawyer. If you can't afford a lawyer
6 because your income is too low I can assign an
7 attorney to represent you. Sir, do you plan to hire
8 your own attorney?

9 MR. BROADUS: No, I'm good right here.

10 THE COURT: And how do you support yourself?

11 MR. BROADUS: I support myself. I do
12 recycling. I do bottles and cans. I missing out on
13 a hundred dollars right now because I've got to be in
14 Court.

15 THE COURT: I see. And that's your--

16 MR. BROADUS: [Interposing] Thank you.

17 THE COURT: --only source of income?

18 MR. BROADUS: That's my only source.

19 THE COURT: Okay.

20 MR. BROADUS: I work for myself. I ain't--

21 THE COURT: [Interposing] Then I--

22 MR. BROADUS: --on welfare. I don't have
23 Medicaid. I don't get nothing from the government.

24 THE COURT: Okay.

25 MR. BROADUS: I'm on everything on my own.

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1 THE COURT: I find that your eligible for
2 assigned counsel, and I'll--

3 MR. BROADUS: [Interposing] Thank you.

4 THE COURT: --assign Ms. Weidman to
5 represent you. Ma'am, are you planning on hiring
6 your own attorney?

7 MS. BRIDGEFORTH: No, ma'am.

8 THE COURT: And how do you support yourself?

9 MS. BRIDGEFORTH: I get SSI and I get PA for
10 the baby.

11 THE COURT: Okay, then I also find that
12 you're eligible and I'll assign Ms. Delane to
13 represent you. Do the parents have copies of the
14 petition?

15 MR. BROADUS: No.

16 MS. DELANE: No, Your Honor.

17 THE COURT: Let's remedy that.

18 MS. VERRILLO: I do have one extra copy.

19 MS. KALAS: I have an extra.

20 THE COURT: And I should say I'm arraigning
21 this for Judge Weinstein who had to be out of the
22 courthouse this afternoon.

23 MR. BROADUS: He's a snake.

24 COURT OFFICER: Sir, you - - .

25 THE COURT: Now that you have copies of the

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1 petition, is counsel waiving a reading and entering a
2 denial?

3 MS. DELANE: Yes.

4 MS. WEIDMAN: Yes, Your Honor.

5 THE COURT: So when this case was initially
6 filed on October 10th, I'm reading from Judge
7 Weinstein's notes, he was advised both parents were
8 incarcerated. He granted the request for a remand.
9 Yes. He found reasonable efforts excused and
10 adjourned to today for return of service. So what
11 can ACS tell me about how the child is doing and with
12 whom the child is residing?

13 MS. VERRILLO: Your Honor, the child is
14 currently placed through a non-kinship care through
15 the agency Cardinal McCloskey. The case planner is
16 here. I have been advised that the--a referral for
17 play therapy appointment has already been scheduled.

18 MS. KALAS: Tomorrow.

19 MS. VERRILLO: Yes.

20 MS. KALAS: Ms. Goetz and I went to see her
21 in the home I think yesterday, and we were very
22 pleased with the home and the foster mother.

23 THE COURT: Are there any orders of
24 protection from the criminal case?

25 MS. VERRILLO: Your Honor, it's my

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1 understanding that the criminal case with related to
2 these allegations have been dismissed. There is an
3 order of protection in Criminal Court with regard to
4 the Respondent father on behalf of Ms. Bridgeforth.

5 MR. BROADUS: Yeah, but she can tell the
6 truth about that.

7 THE COURT: So what does that order of
8 protection--oh, that's the one that's referred to in
9 the petition?

10 MS. VERRILLO: Yes. Yeah.

11 THE COURT: And when is that in effect until
12 and what are its terms?

13 MS. DELANE: Your Honor, that order of
14 protection expires January 16, 2015. That case was
15 resolved with the Family ACD.

16 THE COURT: And what are its terms?

17 MS. DELANE: I believe that Mr. Broadus not
18 be arrested for the year and abide by the order of
19 protection, the standard--

20 THE COURT: [Interposing] So I'm--

21 MS. DELANE: --Family ACD terms.

22 THE COURT: So was it a stay away, or is it
23 a usual terms?

24 MR. BROADUS: No, it's a limited.

25 MS. WEIDMAN: It's a--

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1 THE COURT: [Interposing] I'm trying to
2 find out, sir.

3 MS. VERRILLO: As I understand, it's a full
4 stay away. I don't have a copy of that order of
5 protection.

6 MS. DELANE: I do have - - limited.

7 THE COURT: So let's see.

8 MS. KALAS: Can I just say I spoke with
9 somebody at the child's school who indicated that
10 they were aware there was an order of protection, and
11 they believe that the mother produced some paper
12 allowing for visitation, that the father did become
13 present in the child's life at the school recently,
14 so some paperwork was provided to the school, but I
15 don't have copies of what it was. But they--it was
16 their understanding initially that it was a full stay
17 away.

18 THE COURT: So the DV Registry said that's
19 on January 17, 2014, in effect till January 16, 2015,
20 on behalf of Ms. Bridgeforth against Mr. Broadus,
21 usual terms, surrender handguns, subject to
22 subsequent Family Court orders of visitation. So I
23 don't see that it's--wait a minute. It looks to me
24 like it's usual terms, not a stay away.

25 MS. VERRILLO: I have put in a request

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1 through my office to get the certified criminal
2 documents, and as soon as I do I will make sure that
3 everyone has copies.

4 THE COURT: So does anyone have any
5 applications that I--could we find Ms. Montgomery
6 since this is going to be deferred to her for a
7 conference? Judge Weinstein's court attorney? I
8 guess I'll have to wait until another officer comes
9 back.

10 [crosstalk]

11 THE COURT: So does anyone have any
12 applications before I send you out to choose a date
13 with Judge Weinstein's court attorney?

14 MS. DELANE: Your Honor, while we are not
15 contesting the remand at this time, I would ask ACS
16 to look into kinship resources. I have the names and
17 phone numbers of two pastors in Brooklyn that are
18 Faith's godparents and are very well known to Ms.
19 Bridgeforth. She's known them since she was 16 years
20 old.

21 THE COURT: Do you want to give me those
22 names?

23 MS. DELANE: Sure, Your Honor. The first
24 name is Pastor Doris Gaston, G-A-S-T-O-N.

25 THE COURT: I'm sorry, G-A-D-S-O-N?

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1 MS. DELANE: Yes, Gaston, hyphen, Andrews.

2 THE COURT: Okay.

3 MS. DELANE: And her husband, Pastor Robert
4 Andrews. And I have their phone number as 718-602-
5 4691.

6 THE COURT: Okay. Yes, I would direct ACS
7 to explore kinship resources.

8 MS. KALAS: I would ask that I be notified
9 if you get - - .

10 MS. DELANE: Your Honor, I'd also ask that
11 we schedule visitation.

12 MS. KALAS: Objection.

13 MS. VERRILLO: Well, Your Honor, at this
14 time there was a CAC evaluation. The results of that
15 evaluation are pending and it's unclear if there is
16 going to be any follow-up, and ACS would ask that
17 visits not be scheduled until we have the results.
18 Given the nature of the allegations--

19 MR. BROADUS: [Interposing] All lies.

20 MS. VERRILLO: --and the serious--

21 MR. BROADUS: [Interposing] I want to see
22 my child.

23 MS. VERRILLO: --incidents that occurred we
24 want to make sure that this child doesn't have a
25 tainted--any follow-up interviews, but once it's done

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1 ACS would set up scheduled interview.

2 MR. BROADUS: I want to see my child.

3 THE COURT: So--

4 MS. KALAS: [Interposing] Your Honor--

5 MS. DELANE: [Interposing] Your Honor, the
6 majority of the allegations that are underlying this
7 petition were--have been found--basically have been
8 found unfounded. I mean, the District Attorney's
9 Office is declining to prosecute them, which means
10 that they didn't even have the base level of evidence
11 to proceed.

12 THE COURT: So CAC has seen the child once?

13 MS. VERRILLO: Yes. There was--

14 THE COURT: [Interposing] So you--

15 MS. VERRILLO: --an appointment.

16 THE COURT: --call CAC and you say is there
17 any reason to think that visitation would be
18 detrimental to the child. If there is, then you
19 bring the case back to suspend visits because it
20 would be detrimental. But I don't know if it's
21 detrimental or not. And we all agree that the DA
22 withdrew the case?

23 MR. BROADUS: Exactly.

24 MS. DELANE: Yes.

25 MS. KALAS: But--

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1 MS. VERRILLO: [Interposing] Yes, Your
2 Honor, but there's still statements that have been
3 made by collateral--

4 MR. BROADUS: [Interposing] By who?

5 MS. VERRILLO: --resources.

6 THE COURT: So here's the thing, sir.
7 You're in a courtroom. And you don't just shout out.
8 That's not the way we do things, and--

9 MR. BROADUS: [Interposing] I apologize,
10 Judge.

11 THE COURT: Thank you. I appreciate it.

12 MR. BROADUS: I ain't going to say nothing
13 else, because you talk to me.

14 THE COURT: Okay, thank you. So the DA
15 withdrew it because they didn't find the child
16 credible? Because--what reason? It was too hard?

17 MS. VERRILLO: Your Honor, we'll have to
18 follow up, but through ACS's own independent
19 investigation speaking to collateral resources who
20 were involved in what happened, and their direct
21 conversation with the child who was very forthcoming,
22 we do have concerns about what this child - - .

23 THE COURT: So what is the child's position
24 on visitation if you asked her?

25 MS. DELANE: The child is three and a half,

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1 also.

2 MS. KALAS: Judge, the child is three and a
3 half. - - and she was sleeping when we got there,
4 and we did end up waking her and we had to turn off
5 the TV, and we didn't have a chance to do a full and
6 thorough interview. She express stuff that she
7 didn't want to visit. I am not sure though that
8 that's really how it was how she feels. I have asked
9 the agency. They've set up therapy tomorrow and a
10 doctor's appointment tomorrow. I--she has adjusted
11 well to foster care. She--I have asked that the
12 issue be addressed by her therapist tomorrow because
13 like I said, she did say to us she didn't want to
14 visit, but I can't be sure it wasn't the
15 circumstances of our interview. So--

16 THE COURT: [Interposing] What--what--I'm
17 not understanding that.

18 MS. KALAS: We woke her up. And then the TV
19 was on and she was sort of distracted--

20 THE COURT: [Interposing] She's three and a
21 half.

22 MS. KALAS: --and then we shut the TV and
23 she became upset with us for doing that and became a
24 little non-communicative. She did firmly state she
25 didn't want to visit, but again, I feel obligated to

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1 report that to the Court but I'm not entirely sure
2 that that wasn't due to the circumstances of our
3 interview. Because she's starting therapy tomorrow I
4 just would like that to be addressed in therapy. And
5 Ms. Goetz and I plan to see her again over the next
6 couple of days. We are not going to discuss the
7 allegations with her because I want to leave that to
8 the CAC, but I do feel that we need to address the
9 issue of visitation again.

10 THE COURT: Okay. So who else wants to be
11 heard on it?

12 MS. WEIDMAN: Your Honor, I also do want to
13 state I'm reserving my client's right to a 1028 and
14 support the application by the Respondent mother for
15 exploration of the kinship resources. Regarding
16 visitation I am asking for an order that visits be
17 provided to my client supervised at a minimum twice a
18 week, and that it be the burden of ACS to bring the
19 matter back before the Court if there's any reason to
20 believe that that would be contraindicated for this
21 three and a half year old child. I appreciate the
22 attorney for the child's candor in explaining the
23 circumstances of her own interview with this child.
24 I think that at this point there is simply not enough
25 information for this Court to warrant a suspension of

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1 all visitation. He's currently--

2 THE COURT: [Interposing] So here's what
3 I'm going to say. I'm going to say I'm not going to
4 order that visits occur before the child is seen at
5 this therapy appointment tomorrow. I'm going to put
6 the case on for Monday with Judge Weinstein. I don't
7 want to deprive the parents unnecessarily of
8 visitation on the one hand, which is why I'm giving
9 it a short date. On the other hand, if there is
10 something going on that it would be detrimental to
11 the child given the nature of the allegations and her
12 statement that she doesn't want to visit, I don't
13 want to cause further trauma at this point in time.
14 But I'll put it over for Monday and either you're
15 going to have evidence that it will be detrimental or
16 you won't.

17 MS. DELANE: Your Honor, I'm sorry. Very
18 briefly before we adjourn. Did F indicate that
19 she did not want to visit with her mother, her
20 father, or both parents?

21 MS. KALAS: We did address both the parents
22 and as I said she did indicate she did not want to
23 see either parent and she sort of shut down the--when
24 we were questioning her. So, but again, I can't be
25 certain that we just--she just got tired of talking

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1 with us, so I did want the issue--we were going to
2 see her again possibly tomorrow, but when I learned
3 she had a therapy appointment I decided that was too
4 many people to see her in one day. But I plan to
5 follow up for appointment with Ms. Goetz and address
6 the issue.

7 THE COURT: Okay, so I'm--there is
8 something, counsel, you wanted to raise?

9 MS. DELANE: No, Your Honor, just also
10 reserving my client's right--

11 MR. BROADUS: [Interposing] May I please
12 say something, Your Honor?

13 MS. DELANE: --to a 1028 hearing.

14 THE COURT: Why don't you tell--

15 MR. BROADUS: [Interposing] Can I please
16 say one thing?

17 THE COURT: --your lawyer first. Okay.

18 MR. BROADUS: Um--no, hold on now. Hold on
19 now. Hold on now. I just want to say one thing.
20 Now, this lady right here, she just said that my
21 daughter denied visitation or something--or something
22 like that.

23 THE COURT: Mm-hmm.

24 MR. BROADUS: Look, I'm going to tell you
25 right now. I'm going to tell you right now, and I'm

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1 telling you the truth. My daughter loves me more
2 than anything on this ground.

3 THE COURT: So here's the thing, sir.

4 MR. BROADUS: And if you would have told
5 her, her daddy is coming to see her she ain't never
6 going to deny it.

7 THE COURT: Okay.

8 MR. BROADUS: Never.

9 THE COURT: So here's the thing.

10 MR. BROADUS: Never.

11 THE COURT: I think I've explained the
12 reason for my ruling.

13 MR. BROADUS: So let--let me talk. Let me
14 say what I've got to say.

15 THE COURT: Remember--remember the rule--

16 MR. BROADUS: [Interposing] I'll guarantee
17 you one thing. As soon as--

18 THE COURT: --the rule I gave you?

19 MR. BROADUS: --you give me that first
20 visit, ma'am--

21 THE COURT: [Interposing] Here's another
22 rule.

23 MR. BROADUS: All right.

24 THE COURT: When the judge starts talking
25 then--

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1 MR. BROADUS: [Interposing] I'm going to
2 shut up.

3 THE COURT: --you can stop talking, put it
4 that way. Okay, so I'm putting it over for Monday,
5 and either if there's evidence to think it'll be
6 detrimental they'll be--the visits will not go
7 forward. If there--

8 MR. BROADUS: [Interposing] Ain't nothing.

9 THE COURT: --are reasons to think that
10 there is no harm, then we'll follow the policy the
11 parents should have visitation.

12 MS. DELANE: I'm sorry--

13 THE COURT: [Interposing] So I'm going to
14 send it out to--I don't know if this is going to be
15 with Ms. Montgomery or Judge Weinstein on Monday but
16 she'll tell you whether it's 6 or 6A. So that Monday
17 is the--

18 MR. BROADUS: It's a shame my daughter is -
19 - .

20 THE COURT: --20th. Just make sure he's - -
21 , 10/20/14, referred to court attorney for time.
22 Anything else before I send you out to choose the
23 time? All right.

24 MS. DELANE: Your Honor, I would ask ACS to
25 have the background checks of Ms. Doris Gaston-

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1 Andrews and Pastor Robert Andrews--

2 THE COURT: [Interposing] Yes.

3 MS. DELANE: --done as soon as possible so
4 that if they are a viable resource that the--that can
5 be arranged on Monday as well.

6 THE COURT: Okay. All right. Thank you.

7 [END OF HEARING]

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C E R T I F I C A T E

I, Rita Dillingham certify that the foregoing transcript of proceedings in the Family Court of the City of New York, County of New York, ACS v. Broadus and Bridgeforth, Docket No. NN-45041-14 was prepared using the required transcription equipment and is a true and accurate record of the proceedings to the best of my ability. I further certify that I am not connected by blood, marriage or employment with any of the parties herein nor interested directly or indirectly in the matter transcribed.

Signature: *Rita Dillingham*

Date: December 20, 2016